

315 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-7654-2024 (O&M)

Date of Decision: 06.05.2024

MANJEET SINGH @ DEEPAK AND OTHERS

... PETITIONERS

V/S

STATE OF PUNJAB AND OTHERS

... RESPONDENTS

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present: Mr. Sukhdev Singh, Advocate for
Mr. Sahil Nain, Advocate for the petitioners.

Mr. Davinder Bir Singh, Sr. DAG, Punjab.

Mr. Nitish Bhardwaj, Advocate for
Mr. Sandeep Kumar, Advocate for respondents No.2 to 10.

* * *

HARPREET KAUR JEEWAN, J. (ORAL)

[1] The present petition has been filed under Section 482 Cr.P.C. for quashing of General Diary/G.D. No. 30 dated 22.06.2023, under Sections 323, 341, 354, 506, 427, 452, 148 and 149 of IPC, registered at Police Station Division No.2, District Police Commissionerate, Ludhiana (Annexure P-1), registered as cross-case in FIR No.97 dated 19.06.2023, under Sections 323, 342, 506, 148, 149 of IPC (Section 326 IPC added later on), registered at Police Station Division No.2, District Police Commissionerate, Ludhiana (Annexure P-2), on the basis of compromise deed dated 12.01.2024 (Annexure P-3) arrived at between the parties.

[2] Learned counsel for the petitioners *inter alia* contends that the FIR was registered at the instance of respondent No. 2 due to private dispute. This is a version and cross-version case. Now with the intervention

parties. Learned counsel for the petitioner further confirms that FIR No.97 dated 19.06.2023, under Sections 323, 342, 506, 148, 149 of IPC (Section 326 IPC added later on), registered at Police Station Division No.2, District Police Commissionerate, Ludhiana already stands quashed vide order dated 15.03.2024 passed in CRM-M-7212-2024.

[3] Learned counsel appearing on behalf of respondent Nos. 2 to 10 has confirmed the factum of compromise between the parties.

[4] On 20.02.2024, the parties were directed to appear before the trial Court/Illaq Magistrate for recording of their statements regarding the compromise.

[5] As per the report dated 01.05.2024, received from the learned Judicial Magistrate First Class, Ludhiana the compromise effected between the parties is genuine, voluntary and without any coercion or undue influence. The petitioners have not been declared as "Proclaimed Offender".

[6] Learned State counsel has not raised any objection regarding the acceptance of the present petition.

[7] Keeping in view the facts and circumstances of the case, the fact that the compromise between the parties is genuine and voluntarily made and in view of the ratio of the decision of Hon'ble Apex Court in **Gian Singh Versus State of Punjab (SC) 2012 (4) RCR (Criminal) 543** and the decision of Hon'ble the Full Bench of this Court in **Kulwinder Singh and others vs. State of Punjab and others 2007 (3) RCR (Criminal) 1052,** the ends of justice would meet if the FIR and consequential proceedings are quashed by accepting the compromise between the parties.

[8] Consequently, this petition is allowed and General Diary/G.D.

No. 30 dated 22.06.2023, under Sections 323, 341, 354, 506, 427, 452, 148

and 149 of IPC, registered at Police Station Division No.2, District Police Commissionerate, Ludhiana, registered as cross-case in FIR No.97 dated 19.06.2023, under Sections 323, 342, 506, 148, 149 of IPC (Section 326 IPC added later on), registered at Police Station Division No.2, District Police Commissionerate, Ludhiana and all the subsequent proceedings emanating therefrom are ordered to be quashed, qua the petitioners.

[9] Pending miscellaneous application(s), if any, shall also stand disposed of.

06.05.2024

Janki

(HARPREET KAUR JEEWAN)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No